

CLASSIFICATION OFFICE DECISION

Title of publication: Recovered_2004-09-11 21:48:31.jpg

Other known title(s): Not stated

OFLC ref: 1800613.020

Medium: Image File

Director: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 19 March 2019

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 19 March 2019

Summary of reasons for decision:

The image file is deemed objectionable because it promotes and supports the exploitation of children for sexual purposes. It is a highly sexualised image of two children. The only purpose of the image is the sexual arousal of those with a sexual interest in children. The availability of such material encourages the creation and reinforcement of this sexual interest by presenting children as sexually available and appropriate subjects for adult sexual gratification. The objectionable classification interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, it is consistent with Parliaments intention that publications falling under s3(2) Of the FVPC Act are deemed objectionable. This is a justifiable and reasonable restriction on the freedom of expression and reflects the concern of a free and democratic society to protect its young and vulnerable from exploitation.